

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: W. Vilser, et al.

Serial No.: 10/594,871

Filed: September 28, 2006

Art Unit: 3768

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Examiner: Etsub D. Berhanu

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**SPECTRAL PHOTOMETRY METHOD
FOR DETERMINING THE OXYGEN
SATURATION OF THE BLOOD IN
OPTICALLY ACCESSIBLE
BLOOD VESSELS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

AMENDMENT

This Amendment is responsive to the Office Action dated October 20, 2008 (herein referred to as "the Office Action" or "this Office Action").

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any document referred to as being attached or enclosed) is being:

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Electronically filed on: **February 19, 2009**

I hereby certify that this paper is being electronically filed with the Patent and Trademark Office in Alexandria, VA 22313-1450
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In the event that this paper is filed late and a necessary Petition for an Extension of Time is not concurrently filed herewith, please consider this as a Petition for the requisite extension of time, and, to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this paper, to Deposit Account No. 50-1529.